

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

In Re: §
§
DBPMS LLC § Case No. 16-51947
§
Debtor §

**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION
REPORT CERTIFICATION THAT THE ESTATE HAS BEEN FULLY
ADMINISTERED AND APPLICATION TO BE DISCHARGED (TDR)**

JOSE C. RODRIGUEZ, chapter 7 trustee, submits this Final Account, Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned: 175,010.00 (Without deducting any secured claims)	Assets Exempt: NA
Total Distributions to Claimants: 1,001,598.54	Claims Discharged Without Payment: NA
Total Expenses of Administration: 116,368.35	

3) Total gross receipts of \$ 1,117,966.89 (see **Exhibit 1**), minus funds paid to the debtor and third parties of \$0.00 (see **Exhibit 2**), yielded net receipts of \$ 1,117,966.89 from the liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
SECURED CLAIMS (from Exhibit 3)	\$ 956,232.00	\$ 1,055,561.95	\$ 964,704.45	\$ 964,704.45
PRIORITY CLAIMS: CHAPTER 7 ADMIN. FEES AND CHARGES (from Exhibit 4)	NA	116,368.35	116,368.35	116,368.35
PRIOR CHAPTER ADMIN. FEES AND CHARGES (from Exhibit 5)	NA	NA	NA	NA
PRIORITY UNSECURED CLAIMS (from Exhibit 6)	NA	NA	NA	NA
GENERAL UNSECURED CLAIMS (from Exhibit 7)	268,200.00	282,523.27	97,875.72	36,894.09
TOTAL DISBURSEMENTS	\$ 1,224,432.00	\$ 1,454,453.57	\$ 1,178,948.52	\$ 1,117,966.89

4) This case was originally filed under chapter 7 on 09/02/2016 . The case was pending for 20 months.

5) All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6) An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 05/07/2018 By: /s/JOSE C. RODRIGUEZ
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

**EXHIBITS TO
FINAL ACCOUNT**

EXHIBIT 1 – GROSS RECEIPTS

DESCRIPTION	UNIFORM TRAN. CODE ¹	\$ AMOUNT RECEIVED
6132 Bandera Rd. San Antonio, TX 78245	1110-000	1,110,000.00
Refund of ad valorem tax penalty	1224-000	4,491.41
Prorated County Taxes for 11/29/16 to 12/31/16	1290-000	3,475.48
TOTAL GROSS RECEIPTS		\$ 1,117,966.89

¹The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

EXHIBIT 2 – FUNDS PAID TO DEBTOR & THIRD PARTIES

PAYEE	DESCRIPTION	UNIFORM TRAN. CODE	\$ AMOUNT PAID
NA		NA	NA
TOTAL FUNDS PAID TO DEBTOR & THIRD PARTIES			\$ NA

EXHIBIT 3 – SECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6D)	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
	Small Business Administration		296,887.00	NA	NA	0.00
	Wells Fargo		654,045.00	NA	NA	0.00

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6D)	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
	ADMINISTRATION, SMALL BUSINESS	4110-000	NA	215,000.00	215,000.00	215,000.00
	WELLS FARGO BANK	4110-000	NA	656,944.13	656,944.13	656,944.13
1	BEXAR COUNTY	4700-000	5,300.00	90,857.50	0.00	0.00
	BEXAR COUNTY TAX	4700-000	NA	92,760.32	92,760.32	92,760.32
TOTAL SECURED CLAIMS			\$ 956,232.00	\$ 1,055,561.95	\$ 964,704.45	\$ 964,704.45

EXHIBIT 4 – CHAPTER 7 ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
JOSE C. RODRIGUEZ	2100-000	NA	56,654.26	56,654.26	56,654.26
JOSE C. RODRIGUEZ	2200-000	NA	1,496.19	1,496.19	1,496.19
INTERNATIONAL SURETIES LTD.	2300-000	NA	37.05	37.05	37.05
FIRST AMERICAN TITLE COMPANY	2500-000	NA	603.00	603.00	603.00
Bank of Kansas City	2600-000	NA	272.39	272.39	272.39
BOK Financial	2600-000	NA	469.38	469.38	469.38
GREGG & VALBY, LLP	3210-000	NA	100.00	100.00	100.00
WEST & WEST ATTORNEYS	3210-000	NA	736.08	736.08	736.08
JANET RAKOWITZ	3410-000	NA	500.00	500.00	500.00

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
REALTOR, JBGODWIN	3510-000	NA	27,750.00	27,750.00	27,750.00
REALTY, ICON	3510-000	NA	27,750.00	27,750.00	27,750.00
TOTAL CHAPTER 7 ADMIN. FEES AND CHARGES		\$ NA	\$ 116,368.35	\$ 116,368.35	\$ 116,368.35

EXHIBIT 5 – PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
NA	NA	NA	NA	NA	NA
TOTAL PRIOR CHAPTER ADMIN. FEES AND CHARGES		\$ NA	\$ NA	\$ NA	\$ NA

EXHIBIT 6 – PRIORITY UNSECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6E)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
NA	NA	NA	NA	NA	NA	NA
TOTAL PRIORITY UNSECURED CLAIMS			\$ NA	\$ NA	\$ NA	\$ NA

EXHIBIT 7 – GENERAL UNSECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
	Darren Brown		9,200.00	NA	NA	0.00
	Hawanan Cafe		33,000.00	NA	NA	0.00
	Progressive Home Care Inc.		121,000.00	NA	NA	0.00
	Progressive Primary Care Inc.		22,000.00	NA	NA	0.00
9	City of Leon Valley	7100-000	NA	5,629.19	269.73	106.56
3	City Public Service Energy	7100-000	NA	3,190.25	3,190.25	1,260.40
5	Service Experts	7100-000	NA	722.00	0.00	0.00
10	US Small Business Administration	7100-000	NA	88,145.47	88,145.47	34,824.35
4	Waste Management of Texas Inc.	7100-000	NA	302.00	302.00	119.31
6	Wells Fargo Bank	7100-000	25,000.00	25,000.00	0.00	0.00
7	Wells Fargo Bank	7100-000	NA	9,200.00	0.00	0.00
8	Wells Fargo Bank	7100-000	58,000.00	58,000.00	0.00	0.00
2	PRO Consulting Services, Inc.	7100-001	NA	1,476.86	1,476.86	583.47
1B	BEXAR COUNTY	7400-000	NA	90,857.50	4,491.41	0.00
TOTAL GENERAL UNSECURED CLAIMS			\$ 268,200.00	\$ 282,523.27	\$ 97,875.72	\$ 36,894.09

FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Exhibit 8

Case No: 16-51947 CAG Judge: Craig A. Gargotta Trustee Name: JOSE C. RODRIGUEZ
Case Name: DBPMS LLC Date Filed (f) or Converted (c): 09/02/2016 (f)
341(a) Meeting Date: 10/06/2016
For Period Ending: 05/07/2018 Claims Bar Date: 12/22/2016

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Est Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Formally Abandoned OA=554(a)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1. Checking account Wells Fargo	10.00	0.00		0.00	FA
2. supplies	10,000.00	0.00		0.00	FA
3. 6132 Bandera Rd. San Antonio, TX 78245 office building NCB 9902 BLK 2 LOT 23 ROLLINGWOOD ESTATES Lien with Bexar County Tax for \$53,000.00 Lien with Small Business Administration for \$296,887.00 Lien with Wells Fargo for \$654,045.00	1,100,000.00	146,068.00		1,110,000.00	FA
4. 3 lease contracts with tenants thru June 2018	165,000.00	0.00		0.00	FA
5. Prorated County Taxes for 11/29/16 to 12/31/16 (u) @ \$38,440.87/yr	0.00	0.00		3,475.48	FA
6. Refund of ad valorem tax penalty (u) from Bexar County Tax Assessor	0.00	0.00		4,491.41	FA

			Gross Value of Remaining Assets	
TOTALS (Excluding Unknown Values)	\$1,275,010.00	\$146,068.00	\$1,117,966.89	\$0.00
			(Total Dollar Amount in Column 6)	

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

04/06/18jr FINAL UNCASHED CHECK DEPOSITED AS UNCLAIMED FUNDS; PENDING CLEARANCE OF CHECK FOR TDR

03/12/18jr TDR PENDING RETURN OF FINAL CHECKS.

01/08/18jr TFR PENDING CLEARANCE OF PRO-RATA BOND PAYMENT CHECK

10/10/17jr TFR PENDING CLEARANCE OF PRO-RATA BOND PAYMENT CHECK

07/12/17jr IRS SENT US REQUEST FOR TIN FOR LLC; ASKED DARREN BROWN AND HE IS LOOKING INTO IT.

05/31/17jr PREPARING TAX RTURNS; PREPARING TFR.

04/19/17jr ORDER GRANTING STIPULATION WITH BEXAR COUNTY TO SUBORDINATE PENALTIES ENTERED 4/4; ORDER GRANTING INTERIM TRUSTEE PAYMENT ENTERED TODAY

03/14/17jr AWAITING FINAL TAX RETURN

Exhibit 8

Initial Projected Date of Final Report (TFR): 12/01/2016

Current Projected Date of Final Report (TFR): 08/30/2018

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 16-51947
Case Name: DBPMS LLC

Trustee Name: JOSE C. RODRIGUEZ
Bank Name: BOK Financial
Account Number/CD#: XXXXXX1225
Checking Account (Non-Interest Earn

Exhibit 9

Taxpayer ID No: XX-XXX4433
For Period Ending: 05/07/2018

Blanket Bond (per case limit): \$0.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
12/02/16		FIRST AMERICAN TITLE COMPANY, LLC	SALE OF REAL PROPERTY December 02, 2016 (LMR) Notification of wire received was received today by bank, title company called late yesterday, December 1st to confirm wire instructions and stated that wire was going out either same day or in the morning no confirmation of time		\$91,831.95		\$91,831.95
			Gross Receipts \$1,113,475.48				
		GREGG & VALBY, LLP GREGG & VALBY, LLP	ATTORNEY FEES (\$100.00)	3210-000			
		WELLS FARGO BANK WELLS FARGO BANK	MORTGAGE LOAN (\$656,944.13)	4110-000			
		REALTOR, JBGODWIN JBGODWIN REALTOR	REAL ESTATE BROKER (\$27,750.00)	3510-000			
		REALTY, ICON ICON REALTY	REAL ESTATE BROKER (\$27,750.00)	3510-000			
		FIRST AMERICAN TITLE COMPANY FIRST AMERICAN TITLE COMPANY	POLICY GUARANTY FEE (\$3.00)	2500-000			
		FIRST AMERICAN TITLE COMPANY FIRST AMERICAN TITLE COMPANY	ESCROW FEE - TX (\$600.00)	2500-000			
		BEXAR COUNTY TAX BEXAR COUNTY TAX	AD VALOREM TAXES (\$92,760.32)	4700-000			
		ADMINSTRATION, SMALL BUSINESS SMALL BUSINESS ADMINISTRATION	MORTGAGE LOAN (\$215,000.00)	4110-000			
		WEST & WEST ATTORNEYS WEST & WEST ATTORNEYS	ATTORNEY FEES (\$736.08)	3210-000			
	3		6132 Bandera Rd. San Antonio, TX 78245 \$1,110,000.00	1110-000			
	5		Prorated County Taxes for 11/29/16 to 12/31/16 \$3,475.48	1290-000			

Page Subtotals:

\$91,831.95

\$0.00

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 16-51947
Case Name: DBPMS LLC

Trustee Name: JOSE C. RODRIGUEZ
Bank Name: BOK Financial
Account Number/CD#: XXXXXX1225
Checking Account (Non-Interest Earn)

Exhibit 9

Taxpayer ID No: XX-XXX4433
For Period Ending: 05/07/2018

Blanket Bond (per case limit): \$0.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
12/30/16		Bank of Kansas City	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$136.11	\$91,695.84
01/31/17		Bank of Kansas City	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$136.28	\$91,559.56
02/28/17		BOK Financial	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$122.91	\$91,436.65
03/03/17	101	INTERNATIONAL SURETIES LTD. 701 POYDRAS ST., STE. 420 NEW ORLEANS, LA 70139	BOND PAYMENT	2300-000		\$16.84	\$91,419.81
03/31/17		BOK Financial	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$135.88	\$91,283.93
04/19/17	102	JOSE C. RODRIGUEZ Chapter 7 Trustee 342 W. Woodlawn, Ste. 103 San Antonio, TX 78212	TRUSTEE COMPENSATION	2100-000		\$30,000.00	\$61,283.93
04/28/17		BOK Financial	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$115.47	\$61,168.46
05/08/17	6	ALBERT URESTI, MPA, PCC BEXAR COUNTY TAX ASSESSOR COLLECTOR OF TEXAS REFUND ACCOUNT	REFUND OF TAX PENALTIES	1224-000	\$4,491.41		\$65,659.87
05/31/17		BOK Financial	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$95.12	\$65,564.75
07/06/17	103	JANET RAKOWITZ 11024 MACAWAY, #2 ADKINS, TX 78101	ACCOUNTANT FOR TRUSTEE PURSUANT ORDER AUTHORIZING EMPLOYMENT AND PAYMENT OF ACCOUNTANT ENTERED 07/05/17, DKT. 55	3410-000		\$500.00	\$65,064.75

FORM 2 ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 16-51947
Case Name: DBPMS LLC

Trustee Name: JOSE C. RODRIGUEZ

Exhibit 9

Bank Name: BOK Financial

Account Number/CD#: XXXXXX1225

Checking Account (Non-Interest Earn

Taxpayer ID No: XX-XXX4433

Blanket Bond (per case limit): \$0.00

For Period Ending: 05/07/2018

Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
10/03/17	104	INTERNATIONAL SURETIES LTD. 701 POYDRAS ST., STE. 420 NEW ORLEANS, LA 70139	BOND PAYMENTS	2300-000		\$20.21	\$65,044.54
01/04/18	105	JOSE C. RODRIGUEZ Chapter 7 Trustee 342 W. Woodlawn, Ste. 103 San Antonio, TX 78212	TRUSTEE COMPENSATION PURSUANT ORDER APPROVING TRUSTEE'S APPLICATION FOR COMPENSATION AND EXPENSES ENTERED 01/03/18, DKT. #65	2100-000		\$26,654.26	\$38,390.28
01/04/18	106	JOSE C. RODRIGUEZ Chapter 7 Trustee 342 W. Woodlawn, Ste. 103 San Antonio, TX 78212	TRUSTEE EXPENSES PURSUANT ORDER APPROVING TRUSTEE'S APPLICATION FOR COMPENSATION AND EXPENSES ENTERED 01/03/18, DKT. #65	2200-000		\$1,496.19	\$36,894.09
01/04/18	107	PRO Consulting Services, Inc. c/o Collection Division P.O. Box 66768 Houston, TX 77266-6678	FINAL DISTRIBUTION PURSUANT TRUSTEE'S FINAL REPORT ENTERED 12/06/17, DKT. #61	7100-000		\$583.47	\$36,310.62
01/04/18	108	City Public Service Energy Bankruptcy Section 145 Navarro, Mail Drop 101013 San Antonio, TX 78205	FINAL DISTRIBUTION PURSUANT TRUSTEE'S FINAL REPORT ENTERED 12/06/17, DKT. #61	7100-000		\$1,260.40	\$35,050.22
01/04/18	109	Waste Management of Texas Inc. P.O. Box 660345 Dallas, TX 78266	FINAL DISTRIBUTION PURSUANT TRUSTEE'S FINAL REPORT ENTERED 12/06/17, DKT. #61	7100-000		\$119.31	\$34,930.91
01/04/18	110	City of Leon Valley 6400 El Verde Road Leon Valley, TX 78238	FINAL DISTRIBUTION PURSUANT TRUSTEE'S FINAL REPORT ENTERED 12/06/17, DKT. #61	7100-000		\$106.56	\$34,824.35
01/04/18	111	US Small Business Administration c/o Steve Park 2120 Riverfront DR Little Rock, AR 72202	FINAL DISTRIBUTION PURSUANT TRUSTEE'S FINAL REPORT ENTERED 12/06/17, DKT. #61	7100-000		\$34,824.35	\$0.00

Page Subtotals:

\$0.00

\$65,064.75

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 16-51947
Case Name: DBPMS LLC

Trustee Name: JOSE C. RODRIGUEZ
Bank Name: BOK Financial
Account Number/CD#: XXXXXX1225
Checking Account (Non-Interest Earn)

Exhibit 9

Taxpayer ID No: XX-XXX4433
For Period Ending: 05/07/2018

Blanket Bond (per case limit): \$0.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
03/28/18	107	PRO Consulting Services, Inc. c/o Collection Division P.O. Box 66768 Houston, TX 77266-6678	FINAL DISTRIBUTION Reversal DISTRIBUTION CHECK REVERSED - RECEIVED ORIGINAL CHECK BACK WITH A LETTER FROM PRO CONSULTING SERVICES, INC. STATING THAT THEY WERE NO LONGER HANDLING THE ACCOUNT, MADE PHONE CALL TO CONFIRM AND GET ACCOUNT NUMBER; THEY STATED THEY HAD NO RECORDS OF ACCOUNT NUMBER AS THEY HAVE NOT BEEN HANDLING CLAIMS FOR CITIBANK IN TWO YEARS	7100-000		(\$583.47)	\$583.47
03/28/18	112	Clerk, U.S. Bankruptcy Court	Remit To Court	7100-001		\$583.47	\$0.00

COLUMN TOTALS	\$96,323.36	\$96,323.36
Less: Bank Transfers/CD's	\$0.00	\$0.00
Subtotal	\$96,323.36	\$96,323.36
Less: Payments to Debtors	\$0.00	\$0.00
Net	\$96,323.36	\$96,323.36

Exhibit 9

TOTAL OF ALL ACCOUNTS		NET		ACCOUNT
		NET DEPOSITS	DISBURSEMENTS	BALANCE
XXXXXX1225 - Checking Account (Non-Interest Earn		\$96,323.36	\$96,323.36	\$0.00
		-----	-----	-----
		\$96,323.36	\$96,323.36	\$0.00
		=====		=====
		(Excludes account transfers)	(Excludes payments to debtors)	Total Funds on Hand
Total Allocation Receipts:	\$1,021,643.53			
Total Net Deposits:	\$96,323.36			
Total Gross Receipts:	\$1,117,966.89			